

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

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THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TENN. MEMPHIS

TROY L. VAUGHAN, JR.,

Plaintiff,

v.

Case No. 03-2470-Ma

MEMPHIS HEALTH CENTER, INC.,

Defendant.

ORDER ON JURY VERDICT

This action came on for trial before the Court and a jury on August 29, 2005, the Honorable Samuel H. Mays, Jr., U.S. District Judge, presiding;

The plaintiff was represented by counsel, Mr. David M. Rudolph. The defendant was represented by counsel, Ms. Florence M. Johnson, Ms. Pamela McFarland-Brown, and Mr. Curtis Johnson.

On August 30, 2005, after due deliberation and consideration of the proof presented, the jury returned a verdict as follows:

That the age of plaintiff Troy L. Vaughan, Jr. was a determinative factor in the decision of defendant Memphis Health Center, Inc. not to hire plaintiff for the position of Chief

Operations Officer. The jury determined that the amount of damages representing back pay sustained by plaintiff was \$265,426.66. The jury did not award front pay to plaintiff.

That the decision of defendant Memphis Health Center, Inc. not to hire plaintiff for the Chief Operations Officer position because of plaintiff's age was willful.

That the age of plaintiff Troy L. Vaughan, Jr. was a determinative factor in the decision of defendant Memphis Health Center, Inc not hire plaintiff for the position of Human Resources Director. The jury did not award damages to plaintiff on this claim.

That the decision of defendant Memphis Health Center, Inc. not to hire plaintiff for the Human Resources Director position because of plaintiff's age was willful.

The jurors were polled individually and discharged.

ENTERED this 15th day of September, 2005.



SAMUEL H. MAYS, JR.
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 126 in case 2:03-CV-02470 was distributed by fax, mail, or direct printing on September 7, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT